

**Remarks**

This case has been reviewed and analyzed in view of the Official Action dated 11 July 2008 and the Notice of Non-Compliant Amendment dated 15 August 2008. In the Official Action, the Examiner has found two patentably distinct Species, namely, Species I directed to Claim 1 drawn to bioglass; and Species II directed to Claim 3 drawn to the bioglass mixture. The Examiner has required that Applicant choose one Species for further prosecution in this case.

By this Amendment and Response, Applicant elects Species I directed to Claim 1. Claim 3 has been canceled by this Amendment and Claims 2, 4 and 5 were previously canceled.

It is now believed that the subject patent application has been placed in condition for issuance and such action is respectfully requested.

Respectfully submitted,  
FOR: ROSENBERG, KLEIN & LEE

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Reply to Office Action dated 11 July 2008 and  
the Notice of Non-Compliant Amendment dated 15 August 2008

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this paper is being electronically transmitted to the U.S. Patent and Trademark Office, Art Unit # 1615, on the date shown below.  
For: ROSENBERG, KLEIN & LEE

/David I. Klein/  
DAVID I. KLEIN

8/19/2008  
Date